

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA**

**UNITED STATES OF AMERICA,**

**Plaintiff,**

**vs.**

**QUINTAN J. KIMBROUGH,**

**Defendant.**

**8:10CR187**

**ORDER**

Defendant Quintan J. Kimbrough (Kimbrough) appeared before the court on March 27, 2015, on the Petition for Warrant or Summons for Offender Under Supervision (Petition) (Filing No. 55). Kimbrough was represented by Assistant Federal Public Defender Kelly Steenbock and the United States was represented by Assistant U.S. Attorney Susan T. Lehr. Through his counsel, Kimbrough waived his right to a probable cause hearing on the Petition pursuant to Fed. R. Crim. P. 32.1(a)(1). I find that the Petition alleges probable cause and Kimbrough should be held to answer for a final dispositional hearing before Senior Judge Lyle E. Strom.

The government moved for detention. Kimbrough presented no evidence nor requested a detention hearing but requested Kimbrough's release on conditions. Since it is Kimbrough's burden under 18 U.S.C. § 3143 to establish by clear and convincing evidence that he is neither a flight risk nor a danger to the community, the court finds Kimbrough has failed to carry his burden and that Kimbrough should be detained pending a dispositional hearing before Senior Judge Strom.

**IT IS ORDERED:**

1. A final dispositional hearing will be held before Senior Judge Lyle E. Strom in Courtroom No. 5, Third Floor, Roman L. Hruska U.S. Courthouse, 111 South 18th Plaza, Omaha, Nebraska, **at 9:00 a.m. on April 21, 2015**. Defendant must be present in person.
2. Defendant Quintan J. Kimbrough is committed to the custody of the Attorney General or his designated representative for confinement in a correctional facility;
3. Defendant shall be afforded a reasonable opportunity for private consultation with defense counsel; and
4. Upon order of a United States court or upon request of an attorney for the government, the person in charge of the corrections facility shall deliver defendant to the United States Marshal for the purpose of an appearance in connection with a court proceeding.

DATED this 27th day of March, 2015.

BY THE COURT:

s/ Thomas D. Thalken  
United States Magistrate Judge